



Atty's Dkt: FORSYTH1

In re Application of:
Ben FORSYTH
Serial No. 10/578,866
IA Filing Date: November 15, 2004
For: A METHOD IN A NETWORK OF THE DELIVERY...

) Application Division
) ATTN: PCT
) Washington, D.C.
) Confirmation No. 3233
) Date: January 30, 2007

LATE SUBMISSION OF DECLARATION AND/OR TRANSLATION IN APPLICATION FILED UNDER 35 USC 371

U.S. Patent and Trademark Office
Customer Service Window
Randolph Building, Mail Stop Missing Parts
401 Dulany Street
Alexandria, VA 22314

Sir:

The present communication is in response to the "NOTICE OF MISSING REQUIREMENTS UNDER 35 USC 371..." dated January 3, 2007. Attached hereto is/are:

- [XX] An executed oath or declaration in compliance with 37 C.F.R. 1.63, identifying the present application by title, PCT information and priority information.
[XX] A Preliminary Amendment
[] Copy of the "Sequence Listing" in computer readable form (CRF) and statement that contents of the CRF are the same as the paper copy.
[XX] Additional fees as calculated below:

Surcharge of \$130.00 for furnishing the oath or declaration later than [] 20 [XX] 30 months from the earliest claimed priority date (37 CFR 1.492(e)).		\$130.00
Number of each additional 50 pages or fraction thereof (round up to a whole number)	RATE	
	X \$250.00	
Number of Claims Previously Paid For	Number of Extra Claims	Rate
9- 20 = 0		X \$ 50.00
1- 3 = 0		X \$200.00
Multiple Dependent Claims (if applicable)		+ \$360.00
TOTAL OF ABOVE CALCULATIONS		\$130.00
Reduction of 1/2 for filing by small entity, if applicable. Applicant claims small entity status. See 37 CFR 1.27.		<\$65.00 >
SUBTOTAL		\$65.00
Processing fee of \$130.00 for late furnishing of the English translation.		\$
TOTAL NATIONAL FEE		\$65.00

- [] Surcharge for late filing of the Declaration was paid on _____
[] It is hereby petitioned for an extension of time in accordance with 37 C.F.R. 1.136(a). The appropriate fee required by 37 C.F.R. 1.17 is calculated as shown below:

Small Entity

Response Filed Within	
[] First	- \$ 60.00
[] Second	- \$ 225.00
[] Third	- \$ 510.00
[] Fourth	- \$ 795.00
[] Fifth	- \$1,080.00

month after time period set

Other Than Small Entity

Response Filed Within	
[] First	- \$ 120.00
[] Second	- \$ 450.00
[] Third	- \$1,020.00
[] Fourth	- \$1,590.00
[] Fifth	- \$2,160.00

month after time period set

[XX] Total fees enclosed: \$65.00

[XX] Credit Card Payment Form, PTO-2038, authorizing payment the amount of \$65.00 is enclosed to cover the above fees.

[XX] Conditional Petition for Extension of Time:

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

[XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR 1.16 and all patent processing fees under 37 CFR 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR 1.18.

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BROWDY AND NEIMARK, P.L.L.C.
Attorneys for Applicant(s)

By:

Sheridan Neimark
Registration No. 20,520

KULH



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/578,866	FIRST NAMED APPLICANT Ben Forsyth	ATTY. DOCKET NO. FORSYTH1
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1444
BROWDY AND NEIMARK, P.L.L.C.
624 NINTH STREET, NW
SUITE 300
WASHINGTON, DC 20001-5303

INTERNATIONAL APPLICATION NO. PCT/CH04/00690		
<table border="1"> <tr> <td>I.A. FILING DATE 11/15/2004</td> <td>PRIORITY DATE 11/14/2003</td> </tr> </table>	I.A. FILING DATE 11/15/2004	PRIORITY DATE 11/14/2003
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CONFIRMATION NO. 3233
371 FORMALITIES LETTER



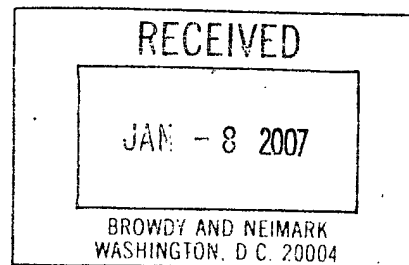
Date Mailed: 01/03/2007

MSP/ PRE.AMD: 03MR2007.

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office. (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 05/11/2006
- Copy of the International Search Report filed on 05/11/2006
- Copy of Article 19 Amendments filed on 05/11/2006
- Request for Immediate Examination filed on 05/11/2006
- U.S. Basic National Fees filed on 05/11/2006
- Priority Documents filed on 05/11/2006
- Specification filed on 05/11/2006
- Claims filed on 05/11/2006
- Abstracts filed on 05/11/2006
- Drawings filed on 05/11/2006



The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

VONDA M WALLACE

Telephone: (703) 308-9140 EXT 225

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/578,866	PCT/CH04/00690	FORSYTH1